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 Electrician _____
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 Plumber & Steam Fitter _____
 Mechanical Draftsman _____
 Telephone Engineer _____
 Elec. Lighting Supt. _____
 Mechanical Engineer _____
 Stationary Engineer _____
 Building Contractor _____
 Architect _____
 Structural Engineer _____
 Banker _____
 Mining Engineer _____
 Plumber & Steam Fitter _____

Name _____
Street and No. _____
City _____ State _____

FARMERS LOSE SUIT.

Union Pacific Entitled to 400 Feet Along Tracks.

St. Paul, Minn., Feb. 13.—In an opinion handed down here by Judges Thayer, Sanborn and Hook of the United States circuit court, the decision of Judge Pollock of the United States district court in regard to the four hundred feet of right of way along the line between Topeka and Kansas City was upheld. This decision gives the Union Pacific railroad four hundred feet of right of way along this part of the system sixty-seven miles in length.

In the original United States land grant to the old Kansas Pacific road, which is now a part of the Union Pacific, the company was given for a right of way a strip of ground four hundred feet in width. The road has never used all the land entitled to by the grant. However, a short time ago the company tried to use some of the land and the farmers brought suit in the United States district court at Topeka for a permanent injunction against the company. This final decision will deprive several of the land owners along this road from using some valuable and fertile land for their farms. Judge Hook wrote the decision.

C. L. HOLMAN PROMOTED

Topeka Man Made Manager of St. Louis Gas Company.

Word was received here today of the promotion of C. L. Holman, formerly a Topeka boy, as vice president and general manager of the St. Louis Gas Light company of St. Louis, Mo. The St. Louis firm furnishes St. Louis with light. C. L. Holman went to St. Louis a number of years ago to work for this company and was made secretary. At a recent meeting of the stockholders he was tendered the position of vice president and manager.

AMERICAN DIVORCE STANDS.

Mexican Courts Recognize Decree Granted in Louisiana.

Mexico City, Mexico, Feb. 13.—The Mexican courts, notwithstanding the fact that Mexico has no divorce law, have sustained the divorce laws of the United States. Silvio Conti, an Italian architect of this city, was sued for divorce by his first wife who followed him from Italy on the ground that they were married in Italy and that country has no divorce law.

Conti set up as his defense that he came to Louisiana, secured a divorce and married there a second time. The Mexican supreme court recognized the Louisiana divorce and second marriage and found against the wife of the Italian.



A chance next week to deliver your laundry bundle promptly! When you open the bundle note the **CLEAN SMELL**—the excellent color—the absence of dirt marks on the cuffs and collars—It's such a treat as this that forces you to admit the superiority of our work.

Send name and address today.
The Mutual
Topeka's Soft Water
Laundry
8 Employees.
1 Waxons.
Phones 512.

SUMMONED 3,019 MEN.

To Find Jury of Twelve Who Did Not Know Anything.

Nashville, Tenn., Feb. 13.—Every one connected with the Cooper murder case drew a long breath of relief today when the state announced that it was satisfied with the jury selected. For 25 days the court, attorneys and officers had been trying to get competent jurors. It was necessary to draw five venire of 500 each and one of 519, or a total of 3,019 before the jury was secured. As it is four of the jury can neither read or write, and two others understand English only indifferently.

Every man of the 12 swore he had not read a newspaper since before the killing and some had not read one for 10 years. Bierman, the only exception, had been out of the state from the week before the killing until the day he was summoned. Hows, the last man chosen, was foreman of the jury in the famous Cox case. Cox was charged with the murder of a policeman. The jury found him guilty of murder in the first degree. Cox had powerful friends and the night before he was to be executed some one slipped some poison into his cell and he committed suicide. Judge Anderson and chief counsel for the defense in the Cooper case also defended Cox.

THE JURY.

The completed jury follows:
E. M. Burke, carpenter, 47.
Robert McPherson, farmer, 49.
G. A. Lane, farmer, 48.
W. A. Adcock, farmer, 28.
Casper Schnupp, farmer, 41.
J. H. Vaughn, farmer, 42.
S. M. Hyde, farmer, 53.
Gus Knipper, farmer, 47.
P. O. Bierman, real estate, 42.
J. A. Woodruff, farmer, 53.
Jacob Fruiter, farmer, 49.
William Hows, farmer, 55.
Mrs. Eastman, who was talking to Senator Carmack when he was killed, probably will be the first witness next Tuesday.

LIKE RAILROADERS.

President Roosevelt Tells Them So at Harrisburg, Pa.

York, Pa., Feb. 13.—When President Roosevelt's train pulled into the station at Harrisburg today he was greeted by a large crowd composed almost entirely of railroad men. Appearing on the rear platform of his car he made a brief address.

BIGGEST DRY DOCK.

One 794 Feet Long to Be Constructed at Pearl Harbor.

Washington, Feb. 13.—C. M. Leach of Boston, was the lowest bidder for the construction of the dry dock at the Pearl harbor naval station, Hawaii, proposals for which were opened at the navy department today. Bids were submitted by eight firms containing varying specifications.

ADMIRAL EVANS COMING

"Fighting Bob" Will Lecture in Topeka March 1.

Rear Admiral Robley D. Evans of the United States navy, "Fighting Bob" as he is known the length and breadth of the land, will be in Topeka on the March 1. He will deliver a lecture at the Auditorium under the auspices of the Modoc Club on the subject, "The cruelties of the sixteen battleships from Hampton Roads to San Francisco."

Lynched in Quick Time.

Jacksonville, Fla., Feb. 13.—Jake Wades, the negro who was arrested yesterday in Jacksonville, Fla., accused of being the assassin of Mrs. Irma Newell at Lakeland, Fla., last Tuesday, was today lynched immediately following his identification by the young woman. He was hanged to a tree and his body riddled with bullets.

NOT IN PLATFORM.

Says J. W. Gled Replying to Senator Hamilton.

To the Editor of the State Journal: It has been frequently asserted by Senator Hamilton and others favoring the bill that the Republican platform requires a public service commission. This is absolutely false. There is not a word in the platform about the issue of a public service commission. The platform says: "We pledge ourselves to an appropriation sufficient to ascertain the valuation of the property owned by public service corporations." This is the first plank in the platform. Nothing is more certain than that the legislature will not redeem this pledge. It would cost half a million dollars, at least, to value the public service properties in Kansas. But whether this plank in the platform is redeemed or not it does not call for a commission to supervise and regulate all the property.

The platform then says: "We pledge ourselves to enact a law providing for the control by the state of public service corporations, and by limiting such issues to the value of the property owned by such corporations." This calls for a very simple act to be administered by the charter board.

These two sections are the only sections that could possibly be construed as calling for a public service commission. And it is clear as noon day that they conveyed no sort of intimation of a law like the one proposed. J. W. GLED.
Topeka, Kan., Feb. 13, 1909.

WAYLAIED BY A NEGRO.

Man Said to Be a Relative of the President-elect Found Unconscious.

Pittsburg, Pa., Feb. 13.—Stanley C. Taft, 26 years of age, son of Rev. George W. Taft, and said to be a relative of the president-elect, is in a serious condition today as a result of being waylaid by a negro late last night, at Wilkensburg, a suburb.

FOUND DEAD IN SHACK.

B. F. Whitman, Aged and Decrepit Veteran, Dies Suddenly.

Found dead in his little hut in the bottom another old veteran of the rebellion, B. F. Whitman, has joined the ranks of the fastly departing Union army, and because he was robbed and teased for his pension money for years by disreputable people will have to be buried by the county.

Heart failure is said to be the cause of his death. He was once adjudged insane. Coroner Keith after examining the body last evening found no reason for an inquest.

To Dispatch Trains by Telephone.

Winnipeg, Feb. 13.—The Canadian Pacific railroad decided today to dispatch all trains between Winnipeg and Brandon, 133 miles, and between Swift Current and Medicine Hat, 150 miles, by telephone, over heavy copper metallic circuits.

Get the Best We Can Do It

Family Washing

"Rough Dry" 5c lb.
"Special Flat" 4c lb.
"Wet Wash" 2c lb.

Strictly Fine Work

See our new list for full particulars. Shirts, Collars and Cuffs that please. Cleaning, Dyeing and Pressing.

Topeka Laundry Co.
Phones 153. Second and Quincy

BANK BILL FIXED.

Will Include Interest-Bearing Deposits

But Not Those Made by the Banks.

VICTORY FOR STUBBS.

Committee Has Followed the Governor's Wishes.

Hard Fight Expected to Follow on the Floor.

The bank deposit guaranty bill will be presented to the house and senate next Monday, according to the program announced today. It was ascertained this afternoon that the joint committee of the house and senate has definitely decided on the bill to be reported to the legislature. The bill agreed upon will be practically the same as that originally prepared by the committee and discussed at the recent public hearing, and it will retain the provisions guaranteeing interest-bearing deposits, with the exception that deposits of other banks will not be entitled to privileges of the guaranty.

That this bill will be the subject of considerable further discussion on the floor of both branches of the legislature is indicated in the attitude of a number of legislators. Perhaps the principal opposition will be concentrated against the clause relating to interest-bearing deposits.

Personally a great many of the senators are convinced that the guaranty of bank deposits by the state is wrong in principle. In fact, the assertion is ventured that only a few of them, if any, believe in the principle of the legislation is right although none will admit his private opinion for publication. However, the question of whether or not the principle is right or wrong, has been entirely eliminated from consideration on this subject of legislation. The people of the state, through their duly pledged representatives, have decided on this subject, and the members of the legislature feel that they are obliged to surrender their private opinions in order to carry out the expressed will of the people and the promises of their party.

Nearly every member of the senate has received letters from bankers and others throughout the state protesting especially against guaranteeing interest-bearing deposits, and it is understood that even the members of the joint committee charged with the preparing the bill have grave doubts about the justice of including that class of deposits in the proposed law. But upon this feature Governor Stubbs is insistent, and the committee has heard the cracking of the executive whip over their heads and they will heed the demands of the administration.

It is conceded that a guaranty law will be passed by the legislature at the present session, but there may be some question as to whether all of the demands of the administration will be included in the bill that will be finally passed. Some of the prominent members of the senate, who are opposed to guaranteeing interest-bearing deposits under the guaranty, would probably be reconciled to a compromise proposition that no individual interest of more than \$100,000, or \$1,000 at the most, be guaranteed under the act. This limit, it is argued, will permit of the guaranty of savings banks of ordinary depositors and depositors of moderate means.

CARR CASE NEAR END.

State Introduces Rebuttal Testimony Today.

Marion, Kan., Feb. 13.—The state opened their rebuttal in the Carr case today by submitting witnesses to prove that Carr became drunk and riding train No. 17 from Kansas City to Florence. The defense objected to this testimony and the judge is withholding his opinion. It is thought their testimony will be allowed.

The court gave an important decision in answer to the statement by the defense that they had no force of evidence to gather evidence by saying that he had not seen that any evidence had been suppressed by any one that was material to the defense.

The state used Hazel Mulvaney, of Newton, to prove the defendant had no overcoat wrapped around his foot when leaving her mother's boarding house as was sworn to by Mrs. Carr when she stated this was the last time she had seen her husband's black overcoat.

Otto Westler, of Newton, whom Mr. Carr stated was the owner of the overcoat for his son-in-law, testified he had not cut off a coat for the defendant and had never to his knowledge seen him. S. W. Zickfoose, head watchman at Kansas City, testified as to reports John Caldwell had made to him.

CLEM SMITH CHOSEN.

At Head of Scottish Rite Bodies in Topeka.

At the annual election of the Oriental lodge of Perfection No. 3, Ancient and Accepted Scottish Rite last night the following officers were elected: Clement Smith, venerable master, John M. Cleveland, senior warden, George W. Hart, junior warden.

John J. Wood, orator.
William S. Eberle, master of ceremonies.
LaRoy M. Penwell, expert.

Merion C. Kirkpatrick, assistant expert.
Frank E. McFarland, captain of the host.

William H. Wilson, almoner.
William M. Shaver, secretary.
Jonathan D. Norton, treasurer.
William J. Bond, tiler.

The Scottish Rite bodies of Topeka, now have a membership of over 1,000 members and have been doing a wonderful work in the Masonic building on Jackson street. At the present time the Scottish Rite is putting the finishing touch on the main floor of the banquet room on the third floor of the Masonic Temple and the cost of furnishing this banquet room alone will be over \$5,000. There is a fine decoration work and there are five men at work touching up this work today. The room will be done in Oriental style and the lights and colors will be the most beautiful piece of artistic decoration in the city. Besides this the lodge has spent \$2,000 on crockery,

and \$1,000 on silverware. All of the chinaware used in the banquet room will have Scottish Rite emblem burned in the top. All of the linen will be woven with this same emblem. The new silverware arrived today and is engraved with the same double headed eagle.

SANTA FE WRECK.

Nine Passengers Are Hurt at Las Animas.

Las Animas, Col., Feb. 13.—While Santa Fe passenger train No. 6 east-bound was proceeding slowly over a stretch of track where improvements are being made this morning several coaches left the rails. A tramp who was riding beneath one of the derailed coaches was fatally hurt and the engineer and fireman slightly injured. The passengers escaped injury.

A tramp, W. Lushman, who was riding on the blind baggage, was caught between the tender and the car, and is thought to have been fatally injured, according to information furnished by the general manager's office of the Santa Fe here this afternoon. Nine others were slightly injured but will recover. They are:

Mrs. George Davidson, Las Animas, Colo., arm hurt.

H. C. Rider, express messenger, Kansas City, Mo., leg bruised.

J. R. Pearson, Wichita, Kan., neck sprained.

J. O. Crutchfield, Oklahoma City, Okla., neck sprained.

J. S. Yakima, Las Animas, Colo., left knee sprained.

Mrs. C. K. Willett, Denver, Colo., left leg and knee bruised.

G. R. Footcott, Denver, Colo., shaken up.

Charles Vippenford, Osage City, Kan., back slightly injured.

C. C. Smythe, Mulhall, Okla., right thigh and elbow bruised.

H. C. Rider, the express messenger, is still in charge of the express on the train, which would indicate his injuries are but minor ones.

The cause of the wreck as far as can be determined at the present time was the disregard of the engineer of slow order which he had received. The stretch of track where the wreck occurred between Las Animas and Hilton was affected by the recent high waters and repairs were being made by workmen. A standing slow order was in effect but the engineer of the train was running pretty fast. The wreck took place at 2:34 this morning. The engine, two baggage and express cars and the mail car left the rails but were not turned over. The train is due to arrive in Topeka at 5 p. m.

FROM THE GAS CO.

Manager L. G. Treleven Says Fire Department Has "Stop" Keys.

Feb. 13, 1909.

I ask the privilege of making a statement regarding the turning off of the supply of gas at the Parkhurst-Davis fire. There seems to be a wrong impression of what might have been done, and no doubt the public and the public will be just as anxious to learn the facts as our company is to have an opportunity of presenting them.

In the first place, the gas mains of the city are not divided into districts, each one independent of the others, and it would not have been possible to have shut off the gas from the section in which the fire was located without shutting it off from the entire city.

There was a stop cock on the gas service pipe outside of the building, placed for the purpose of shutting off the supply of gas in case of emergency, the same as is done at all large buildings. This stop cock could be reached with a long handle key, made for the purpose, and the fire department has duplicate keys supplied by our company, so that they may turn off the gas in case of fire. It was in an attempt to shut off the gas at this stop cock, after the fire had gained considerable headway that our unfortunate employee lost his life.

If the city's supply had been shut off temporarily, as was requested, or I might say demanded, just think for a moment what the results might have been. The fire occurred at a time when the majority of the people were asleep, in most cases with gas left burning. What would have been the result of turning off the gas long enough to have caused all of those fires to go out and then turning the supply on again? Even a greater danger would have confronted the thousands of spectators who had left their homes to view the fire. In many instances, doubtless, gas lights were left burning which would have been extinguished had the gas been turned off. Then when the spectators reached their homes, after the gas had been again turned on, what would be more natural, or entering and finding the lights out, than to strike matches, which would be followed by explosions.

And if we had endangered the lives of the people of the city by turning off and then on, the supply of gas in the dead of the night, for what purpose would we have assumed such an awful responsibility? The mere chance of curtailing a property loss.

I think I speak advisedly in using the expression "mere chance," for it is doubtful if the presence of gas in the building was a factor worth considering in estimating the damage done by fire. If the building was properly piped, which in all likelihood it was, the pipes would remain intact until such time as the floors or walls fell, when they would, of course, be wrenched loose from their fastenings and the gas started, but it must be borne in mind that when a building has reached a stage of destruction causing its floors to fall, the burning of what gas escapes from broken pipes, would not add much to the final loss. In the present instance the gas service pipe leading into the building was broken when the roof of the loading platform fell. This prevented any, but a possibly slight amount of gas from entering the building thereafter, and although the gas from the broken service burned in a spectacular manner, it was on the outside of the building and consequently doing comparatively little harm.

Why look to gas, or for that matter, to any other agency for a cause for the spreading of the fire, when in the very nature of things, the building itself and its contents furnished a sufficient reason for the destructiveness.

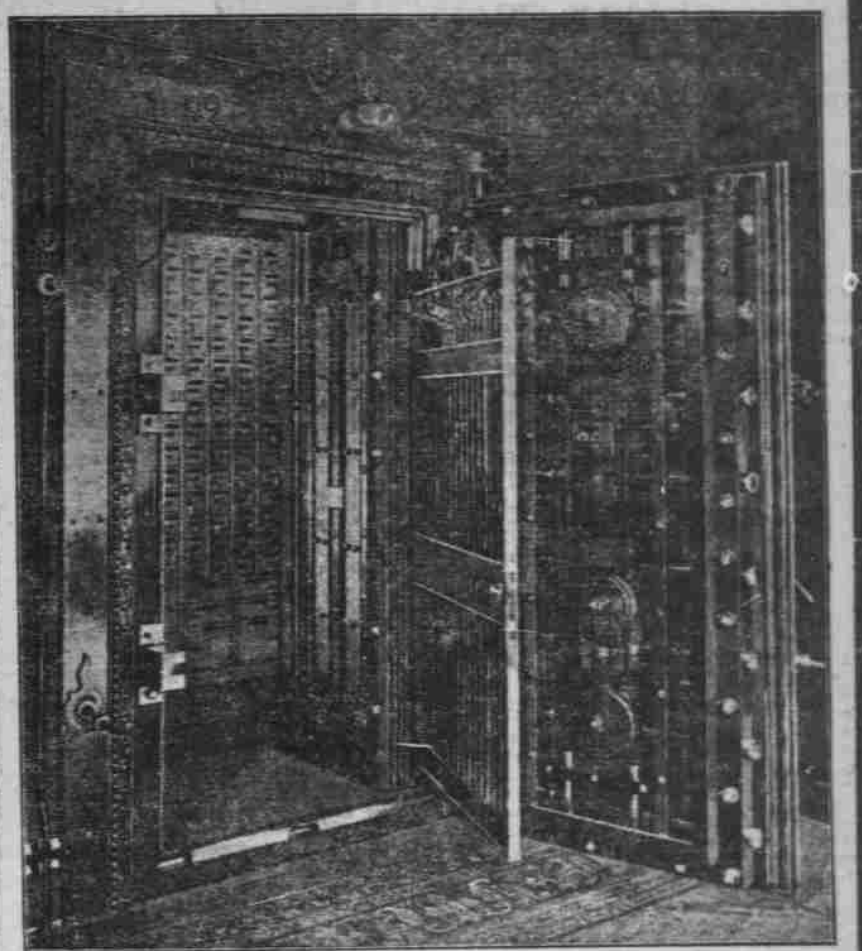
Imagine a building of that size without an inside partition except of wood, filled to its capacity with a stock of inflammable merchandise, and then say what was there to stop the progress of a fire, once it had a good start.

What was there for escaping gas to carry the fire from the platform to the building to another when a portion of the stock was composed of fireworks, which when ignited shot in every direction, and the fire spread to the explosions which were heard both before and after the gas was turned off were not gas explosions as has been charged, but were the explosion of cartridges which were a part of the stock.

Our company is not disposed to dodge responsibility rightfully ours, neither do

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Absolutely Burglar Proof, Installed for Your Protection.

PRIVATE BOXES ONLY \$3.00 PER ANNUM



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For before you realize it warm weather will be here. If your car is not in perfect order for long drives your pleasure will be marred. Let us do your repair work now to avoid delay when favorable weather comes.

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See official reports in my office.

Call soon, as stock is going fast.

M. A. POND

609--Kansas Avenue--609

We feel that we should be made the scapegoat for a simple act of Providence. We do not think that we would have been justified in jeopardizing human life for a chance to save property, and the writer is more than willing to leave to the good sense and fair judgment of the people the verdict as to whether or not the gas company acted wisely in taking the stand it did for the protection of its patrons.

L. G. TRELEVEN,
Manager, Consumers Light, Heat & Power Co.